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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,859	03/29/2004	Takeshi Kanaya	52181/DBP/A400

CONFIRMATION NO. 4132

23363
CHRISTIE, PARKER & HALE, LLP
350 WEST COLORADO BOULEVARD
SUITE 500
PASADENA, CA 91105

FORMALITIES LETTER



OC000000012926311

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/17/2004 YPOLITE1 00000001 10812859

01 FC:1003
02 FC:1051530.00 qp
130.00 qp

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 530 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1, 2.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$660** for a Large Entity

- **\$530** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 13, 2004.


Diane L. Goss

Applicant : Takeshi Kanaya, et al.
Application No. : 10/812,859
Filed : March 29, 2004
Title : PETUNIA PLANT NAMED 'SUNBEL-LABU'

Grp./Div. : 1661
Examiner : To be determined

Docket No. : 52181/DBP/A400

**LETTER IN RESPONSE TO NOTICE TO
FILE MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 13, 2004

Commissioner:

In response to the Notice to File Missing Parts of Application dated June 14, 2004, enclosed are:

1. Copy of Notice to File Missing Parts of Application.
2. Checks for the filing fee (\$530) and surcharge (\$130) for a large entity.
3. Executed Declaration and Power of Attorney.
4. 2 sets of 2 sheet(s) of substitute drawings in compliance with 37 C.F.R. § 1.84(g).
5. A Supplemental Information Disclosure Statement.
6. PTO Form SB/08A/B with references.

Application No. 10/812,859

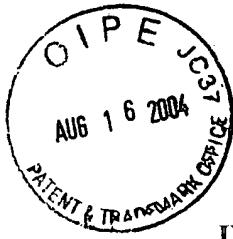
The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the **pendency** of this application to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout

D. Bruce Prout
Reg. No. 20,958
626/795-9900

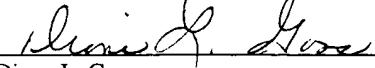
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Enclosures
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TRANSMITTAL OF DRAWINGS

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Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 13, 2004

Commissioner:

Enclosed are 2 sets of 2 sheets of drawings for this application. They are submitted as formal drawings to replace the corresponding formal drawings as originally filed.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
D. Bruce Prout
Reg. No. 20,958
626/795-9900

DBP/dg
Enclosure
DLG PAS579552.1-* 08/13/04 11:37 AM